

Atty. Docket No. JP919990315US1
(590.048)

REMARKS

Applicants and the undersigned are most grateful for the time and effort accorded the instant application by the Examiner. The Office is respectfully requested to reconsider the rejections presented in the outstanding Office Action in light of the following remarks.

Claims 1-19 were pending in the instant application at the time of the outstanding Office Action. Of these claims, Claims 1, 6, 10, 13, and 16-19 are independent claims; the remaining claims are dependent claims. Claims 1-19 stand rejected under 35 USC 102(b) as being anticipated by Chang et al. Reconsideration and withdrawal of the present rejections are hereby respectfully requested.

As best understood, Chang et al. appears to be directed to methods and apparatus for accessing, *inter alia*, web pages maintained by a network server, and in particular scheduling the download of data from the World Wide Web without keeping the requesting computer system power on all the time till the upcoming download activities. (Col. 1, lines 7-15) Chang et al. appears to disclose a "requesting computer" and a "destination entity", the "requesting computer" containing a "system timer" which turns on the "requesting computer" so that the "requesting computer" may request data from the "destination entity". (Col. 6, lines 1-69)

The method and system of Chang et al. appears to contemplate the "requesting computer" is the computer of one individual, given the discussion in Chang et al. of proxy servers. (Col. 2, lines 21-42) As noted in Chang et al., proxy servers are used to

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handle the same n web page requests more efficiently: "Only the first request to reach the proxy server actually causes that web page to be retrieved from the WWW server, and only if that web page is not already stored in the proxy server's cache. When retrieved, the web page is sent back to the requesting client computer, and is also cached on the proxy server's hard disk. The remaining $n-1$ clients that request that same web page are then served instead from the proxy server's cache, thus avoiding unnecessary duplicated requests and delays." (Col. 2, lines 33-42) There is, however, no disclosure in Chang et al. that a proxy server is a "destination entity" or that retrieval of a web page by a proxy server is caused by anything other than a first request for the web page.

The instantly claimed invention recites three distinct items: "a web page acquisition server", "a user terminal", and "a web server" from which the web page acquisition server acquires a web page source (in accordance with various acquisition conditions) and then transmits the web page source to the user terminal. (Claim 1). Similar language appears in the other independent claims. This is very different from use of the two distinct items taught by Chang et al.: a user's timed "requesting computer" and a "destination entity" from which the user's "requesting computer" downloads data.

It is respectfully submitted that Chang et al. clearly falls short of present invention in that, at a minimum, it does not disclose "a web page acquisition server", "a user terminal", and "a web server" from which the web page acquisition server acquires a web page source (in accordance with various acquisition conditions) and then transmits the web page source to the user terminal. Accordingly, Applicants respectfully submit that the applied art does not anticipate the present invention because, at the very least,

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"[a]nticipation requires the disclosure in a single prior art reference of each element of the claim under construction." W.L. Gore & Associates, Inc. v. Garlock, 721 F.2d 1540, 1554 (Fed. Cir. 1983); see also In re Marshall, 198 U.S.P.Q. 344, 346 (C.C.P.A. 1978).

In view of the foregoing, it is respectfully submitted that independent 1, 6, 10, 13, and 16-19 fully distinguish over the applied art and are thus in condition for allowance. By virtue of dependence from what are believed to be allowable independent Claims 1, 6, 10 and 13, it is respectfully submitted that Claims 2-5, 7-9, 11-12, and 14-15 are also presently allowable.

The "prior art made of record" has been reviewed. Applicants acknowledge that such prior art was not deemed by the Office to be sufficiently relevant as to have been applied against the claims of the instant application. To the extent that the Office may apply such prior art against the claims in the future, Applicants will be fully prepared to respond thereto.

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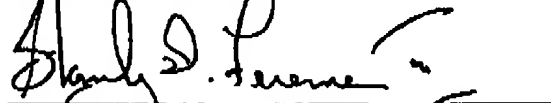
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In summary, it is respectfully submitted that the instant application, including Claims 1-19, is presently in condition for allowance. Notice to the effect is hereby earnestly solicited. If there are any further issues in this application, the Examiner is invited to contact the undersigned at the telephone number listed below.

Respectfully submitted,



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